

IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF ALABAMA
NORTHEASTERN DIVISION

06 OCT 20 PM 2:10
U.S. DISTRICT COURT
NORTHERN DISTRICT OF ALABAMA

JAMES CICERO HUCKABY, III,)

Plaintiff,)

vs.)

CV 04-JEO-2503-NE

SHARON HILL MARTIN, THE STATE)
OF ALABAMA DEPARTMENT OF)
MENTAL HEALTH NORTH ALABAMA)
REGIONAL HOSPITAL, and THE U. S.)
PROBATION OFFICE,)

Defendants.)

p8

ENTERED

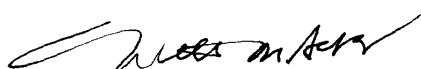
OCT 20 2004

MEMORANDUM OF OPINION

The magistrate judge filed a report and recommendation on October 6, 2004, recommending that this action filed pursuant to 42 U.S.C. § 1983 be dismissed under 28 U.S.C. § 1915A(b). The plaintiff filed objections to the report and recommendation on October 14, 2004.

Having carefully reviewed and considered *de novo* all the materials in the court file, including the report and recommendation and the objections thereto, the Court is of the opinion that the magistrate judge's report is due to be and is hereby ADOPTED and the recommendation is ACCEPTED. Accordingly, the complaint is due to be dismissed pursuant to 28 U.S.C. § 1915A(b). A Final Judgment will be entered.

DATED this 20th day of October, 2004.



WILLIAM M. ACKER, JR.
UNITED STATES DISTRICT JUDGE